



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Donald Durden

Serial No. 09/870,379

Filed: May 30, 2001

For: "Compositions and Methods  
for Identifying Agents Which  
Modulate PTEN Function and PI-3  
Kinase Pathways"

:  
:  
: Examiner: Misook Yu  
:  
: Group Art Unit: 1642  
:  
:  
:  
: Docket: 1857-ARTI.0024  
:  
:

Certificate of Mailing Under 37 CFR §1.8(a)

I hereby certify that this Correspondence is being deposited on  
March 17, 2004 with the United States Postal Service as first-class mail  
in an envelope properly addressed to COMMISSIONER FOR PATENTS, P.O. BOX  
1450, ALEXANDRIA, VA 22313-1450.

*Janice M. Nightlinger*  
Janice M. Nightlinger

**NOTICE OF APPEAL FROM THE PRIMARY  
EXAMINER TO THE BOARD OF APPEALS**

Applicant hereby appeals to the Board of Appeals from the  
decision dated September 17, 2003 of the Primary Examiner  
finally rejecting claims 80, 82, 89 and 90.

This application is on behalf of

[ ] other than a small entity

[ X ] small entity.

The Appeal Fee of \$165.00 is

[ X ] enclosed

[ ] not required (fee paid in prior appeal in this  
application.

[ X ] charge any underpayment or credit any overpayment to  
Deposit Account No. 04-1406 (A duplicate copy of this Notice is  
enclosed herewith).

03/23/2004 AWONDAF1 00000077 09870379

01 FC:2401

165.00 OP

Telephone: (215) 563-4100  
Facsimile: (215) 563-4044  
E-mail: [kriegaut@ddhs.com](mailto:kriegaut@ddhs.com)

Customer No. 000110

DANN, DORFMAN, HERRELL AND SKILLMAN  
A Professional Corporation

By

*Kathleen D. Rigaut*  
Kathleen D. Rigaut, Ph.D., J.D.  
PTO Registration No. 43,047